GOVERNMENT OF INDIA
URBAN DEVELOPMENT
LOK SABHA

UNSTARRED QUESTION NO:77
ANSWERED ON:17.10.2008
REGULARIZATION OF UNAUTHORISED COLONIES IN DELHI
Murmu Shri Hemlal

Will the Minister of URBAN DEVELOPMENT be pleased to state:

(a) whether the Government has recently decided to regularise 1409 unauthorised colonies in Delhi provisionally and permanently within a year on the similar terms and conditions adhered to during the year 1976-77 for this purpose;

(b) if so, the details thereof; and

(c) the latest position of unauthorised colonies and stages that have been completed so far?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF URBAN DEVELOPMENT (SHRI AJAY MAKEN)

(a)&(b): Union Government on 8.2.2007 has approved a proposal regarding revision in the guidelines for regularization of unauthorized colonies in Delhi. Accordingly the guidelines have been revised. Salient features of the revised guidelines are as under:

(i) All unauthorized colonies (except those inhabited by affluent sections of society) as existed as per aerial survey of 2002 will be eligible for regularization subject to the condition that they fulfill the conditions mentioned as below.`Habitations` existing as on 31.3.2002 that have come up as extension to village abadi and have not been notified as Lal Dora extension to village abadi, would also be eligible for regularization on the same lines as unauthorized colonies.

(ii) Following types of colonies or parts thereof would not be considered for regularization:

(a) Colonies / parts of colonies falling in notified or reserved forest areas.

(b) Colonies / parts of colonies which pose hindrances in the provision of infrastructure facilities or fall in the area of ROW of existing / proposed railway lines; Master Plan roads and major / trunk water supply and sewerage lines.

(c) Colonies where more than 50% plots are un-built on the date of formal announcement of regularization scheme.

(d) No regularization would be done, of colonies or parts of colonies, whether on private or public land, if it violates the provisions of Ancient Monuments and Archaeological Sites and Remains Act, 1958.

(iii) There shall be a Registered Resident Society in each colony for liaison with the concerned local body/DDA/GNCTD in respect of issues pertaining to the regularization process.

(iv) The colonies have been categorized into three groups for recovery of cost of undeveloped public land. The plot holders shall pay prevailing cost of acquisition of agricultural land plus penalty for undeveloped public land. In case of developed public land, the land rate shall be the rate as notified by DDA plus penalty.

(v) Recovery of development charges and modalities for undertaking developmental works will be decided by the GNCTD.

(vi) The work relating to regularization including finalization of boundaries of each colony, preparation and implementation of development works involving agencies concerned would be undertaken, coordinated, monitored and supervised by GNCTD.

(vii) Actual regularization is subject to the orders of Supreme Court and Delhi High Court. Based on Guidelines-2007 issued on 5th October 2007, Regulations for regularisation of unauthorized colonies were notified in the Gazette on 24.3.2008. On the request of GNCTD, the Regulations were modified on 16.6.2008 authorizing GNCTD for issuing provisional regularisation certificates to unauthorized colonies after completing prescribed formalities.

(c): Government of NCT of Delhi (GNCTD) has reported that it has sent applications of unauthorized colonies to
(i) MCD for scrutiny, and
(ii) DDA for scrutiny and change of land use. GNCTD is also taking action for getting the boundaries of unauthorized colonies fixed. The work related to granting Provisional Regularization Certificates has been completed in respect of large number of colonies.